

1 Robert M. Bodzin, CASB#201327
2 Rohit A. Sabnis, CASB#221465
3 BURNHAM BROWN
A Professional Law Corporation
P.O. Box 119
Oakland, California 94604
4 ---

5 1901 Harrison Street, 11th Floor
Oakland, California 94612
6 Telephone: (510) 444-6800
Facsimile: (510) 835-6666

7 E-Mail address: rbodzin@burnhambrown.com
rsabnis@burnhambrown.com

8 Jeffrey R. Thompson, CASB #141395
9 Jenny L. Sautter, CASB #192317
Meagher & Geer, PLLP
10 33 South Sixth Street, Suite 4200
Minneapolis, MN 55402
11 Telephone: (612) 338-0661
Facsimile: (612) 338-8384

12 E-mail address: jthompson@meagher.com
jsautter@meagher.com

14 Attorneys for Defendant/
15 Third-Party Plaintiff 21ST SERVICES
and Defendants 21ST HOLDINGS, LLC, and
16 PAUL KIRKMAN

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

19 VFD CONSULTING, INC,

20 Plaintiff,

21 v.

22 21st SERVICES, 21st HOLDINGS, LLC,
PAUL KIRKMAN, and DOES 1 through 5,
23 inclusive,

24 Defendants.

25 And Related Third-Party Action

Case No. C 04-2161 SBA

(Consolidated with Case No. C-04-2162 SBA)

26 **STIPULATION OF VOLUNTARY
DISMISSAL OF ALL PARTIES'
CLAIMS WITH PREJUDICE**

27 **Fed. R. Civ. P 41 (a); Civil L.R. 7-12**

28 **Pre-Trial Conference Date: April 11, 2006**

Trial Date: April 24, 2006

1 Pursuant to Federal Rule of Civil Procedure Civil 41(a) and Civil Local Rule 7-12

2 Plaintiff VFD Consulting, Inc., Third Party-Defendant Vera F. Dolan, Third-Party

3 Plaintiff/Defendant 21st Services and Defendants 21st Holdings, LLC and Paul Kirkman

4 (hereinafter referred to as the parties), through their counsel, stipulate as follows:

5 1. The parties dismiss all claims against each other in this lawsuit with prejudice;

6 2. The parties will bear their own attorneys fees and costs and the parties waive any

7 right to recover attorney fees and costs in this lawsuit from each other.

8 || Dated: March 17, 2006

Dated: March 17, 2006

10 Timothy R. Lord
11 LEWIS BRISBOIS BISGAARD
12 SMITH LLP
13 One Sansome Street, Suite 1400
14 San Francisco, CA 94104
15 Telephone: (415) 362-2580
16 Facsimile: (415) 434-0882

17 Attorneys for Plaintiff &
18 Third Party Defendant
19 VFD CONSULTING, INC.
20 And VERA F. DOLAN

Robert M. Bodzin
BURNHAM BROWN
1901 Harrison Street, 11th Floor
Oakland, CA 94104
Telephone: (510) 444-6800
Facsimile: (510) 835-6666
Attorneys for Defendant/Third Party
Plaintiff 21st SERVICES
and Defendants
21ST HOLDINGS LLC and
PAUL KIRKMAN

**PURSUANT TO STIPULATION
IT IS SO ORDERED**

3/17/06

**UNITED STATES DISTRICT COURT
HONORABLE JUDGE SAUNDRA BROWN ARMSTRONG**

741485